Preserve 7/8/81

Aft F IX—4

(1917)

File No 77-16

Serial Nos 13, 19

Previous References

ML-77-16-86
Dec 1916

Later References

THE MYSORE GOVERNMENT SECRETARIAT

Serial Nos 13, 19

Part B for

SUBJECT

Re the Bye-laws relating to the levy of octroi framed by the Chitradurga Municipal Council

WD 010650—GPB—40,000—6 3 62

no 639 Dt 1-8-17 To the D C Chitradurga

Sanctions the bye-laws

G R. S 11] 1916-17

GENERAL AND REVENUE SECRETARIAT.

(rel)

NOTES

File No 77-16

FILE HEADING

Orders and Byelaws under the municipal Regulation, Chitaldrug &

From

The Deputy Commissioner, Chitaldrug &

C eNo. 69 rel/16-17 Dated 7-5-17 Received

Diary No 324	Enclos 2 Spare Copies	Serial No 13

BRIEF ABSTRACT OF LETTER

Forwards for sanction the byelaws relating to the levy of octroi framed by the Chitaldrug town municipal council, under section 48 I & K of the mysore municipal regulation VII of 1906

NOTES AND ORDERS

orders of Asst Secretary

These files may await orders of the Revenue Secretary on the remarks made by me on another file. etc

x x

(Sd) B T K

31 5-17

1—First Sheet.

WD 1288—GPB—60 000—1 12-16—S.

(G R S III-2]

General and Revenue Secretariat | rul File No 77 of 1916-17

Serial No

(2) These Rules were Compared with those of Bangalore city municipality & was all the rules agree with them, but they are not so comprehensive as those of Bangalore city Rules relating regarding to deposits have not been made other alterations are suggested in the sheet attached to these rules

(3) Submitted for orders as to whether the rules as they stand may be passed?

6/7/17

(4) The bylaws have been framed to suit the conditions of the municipality It is not necessary that they should conform in any respect to those framed for the Bangalore city

(5) The Power to provide and regulate the working of a Bonded warehouse has been reserved to the municipal

(6) The bylaws seem to be alright except for a clear definition of the term "octroi steps" in section 3. The power of inspection should be delegated to some responsible official or officials to safeguard the public against undue

NOTE—Contn sheet

G. III-2)

General and Revenue Secretariat | ML File No 77 of 1916-17

Serial No

Annexure. Instead of 'octroi staff', 'a municipal official not lower in rank than a Mohalli' may be inserted

MK 17/7/17

Revised)

(7) How is it in the other Districts Municipalities which have these rules

hm 19/7/17

MK

Received 20/7

(8) Submitted

(9) Copies of octroi byelaws framed by Shimoga, Hassan and Davanagere municipalities are put up

5 T 20

(10) In Shimoga and Hassan municipalities the power of inspection is delegated to 'octroi staff' and "octroi officer" respectively In Davanagere it is delegated to "octroi mutsaddi" and in Mysore city to "octroi officer"

BM 23/7/17 Revised)

MK 24/7

Received 26/7

(11) Put up draft sanctioning 2 tumbrils to 2nd member —

hm 25/7/17 MK

(12) Draft put up for perusal & approval

BM 26/7/17

2nd Member) 30

MK 28/7

NOTE—Contn sheet

381 28-7-17

Done - 30 MK

WD 1288—GPB—60 000—1 12-16—S.

G -2]

ral and Revenue Secretariat | File No 77 of 1916-17

Serial No 19

To

The Dy Com^r Chitaldrug D^t

L.O.No 6399 dt 1-8-17

Sanctions the byelaws re retrocession deed leviable in Chitaldrug Mcply framed Chitaldrug town Mcpl Council

NOTE—Contn sheet

Mc 77-16-13

L. FUND. 9 MAY 1917 D 3241

Office of the Deputy Commissioner,
Chitaldrug District.

Dated Chitaldrug, 1st May 1917.

To

C. S. Balasundaram Iyer Esquire B.A.,
Deputy Commissioner,
C H I T A L D R U G.

D. Ramaswamiya Esquire B.A.,B.L.,
Offg: Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department, Bangalore.

With reference to your letter No. 4052/Ml.77-16-8 28th December 1916, I have the honor to forward herewith licate the bye-laws of the Chitaldrug Municipality under n 48(i) & (k) of the Mysore Municipal Regulation VII of nd to request that the same may be sanctioned.

2. The extracts from the proceedings of the meetings of uncil passing the bye-laws and other papers on the subject nt to-day with taxation rules.

I have the honor to be,
S I R,
Your most obedient servant,

Treasury Assistant Commissioner
for Deputy Commissioner,
Chitaldrug District.

S.V.

G.P.S.—G.M.O.—2-9-16.

1916-17

From The Deputy Commissioner
Chitaldrug

To The Secretary to Govern
Revenue Depart
Bangalore.

Dated

Despatched 7th May 1917

Received 9 MAY

General No. 5e 69 (Mul)
No.

Enclosure No. 2

Submitting for sanct
the byelaws relating to
levy of octroi duty on
articles imported into the
Chitaldrug Town municipal

Encl GSL 13

These octroi rules were compared with those of Bangalore city municipality and the following alterations or amendments are suggested :—

Rule 4 —

"— All officers of the Octroi department not below the rank of mutsaddi are authorised to inspect the contents of any conveyance or package under Section 76 of the municipal Regulations."

This is added in Bangalore city rules and if approved may be added here also

Rule 5

Copies of table showing the octroi duty leviable are supplied free to any person in Bangalore city whereas this is not so here

Rule 6

(1) If the duty leviable does not exceed 8 annas, the importer need not bring the goods to the octroi katte

This if approved may be added to the rules

The clause 'unless the importer declares

P T O

Rule 8 of the Chitaldrug
Lodge resembles closely
agrees generally with
the corresponding rule of
Bangalore city.

In Bangalore city such
rules are framed for working agents
in large quantities merely
noting the goods that the
actual rate + after paying
a deposit of Rs 2 50/-
provided they make arrangements
satisfactory to the President for
the supply of correct and
detailed lists of all such goods
with the names of the consignees in
each case

Fees of approved, may
be included in these rules

Rule 9 agrees generally
with the corresponding rule of
the B city

Rule 10 Refunds

In Bangalore city rules,
the time allowed for exporting
logs and claiming refund is
6 months.

Rule 11 generally agrees with
the corresponding rule in B'Core
city rules

Rules 12, 13, 14, 15 agree with the rules of the Bangalore city

Rule 16

In Bangalore city the officer in charge of the Octroi Kothi is empowered to pay a refund of Rs 20 and less to the party. Here it is only Rs .2

Rules 17 & 18 agree with the corresponding rules of the Bangalore city

Recommendations of Bangalore city are quite different from those of Hubli and Dharwar. The requirements of the latter are limited and the bylaws may be amended as necessary from time to time. Provision for the bylaws may be made in the Act.

M.J.

manager or other municipal officer or councillor. Should he fail to produce the same, the value of the goods shall be assessed by the said functionary at the current market rates and duty levied accordingly.

9. Bonded Ware-house:- It shall be competent for the Municipal Council to provide a bonded ware-house for all or any kind of octroiable goods and regulate its working by rules made hereunder from time to time.

10. Refunds:- Refunds of octroi duty shall not be granted unless in the case of goods which are exported within three months of the date of their importation. Refunds shall not be given of any sum less than 1 rupee

11. Any person claiming refund of the duty shall produce at the octroi katte, the goods in respect of which refund of duty is claimed together with the receipt and permit furnished to him under bye-law 6. He shall also produce an application in triplicate mentioning the circumstances that necessitated the exportation of the goods and giving such particulars as will be prescribed in this behalf by the President.

12. The officer in charge of the Octroi katté on being satisfied as to the identity of the goods produced with those for which receipt had been granted on the validity of the claim, shall endorse the three copies of the application with an export pass and keeping one copy in the office, shall deliver the other copies to the applicant.

13. All goods exported under such pass shall be produced by the exporter together with the duplicate pass at the octroi station of exit.

14. The octroi subordinate in charge of the station of exit will satisfy himself that the goods produced as being being covered by the duplicate pass, correspond with the entries in the pass presented with them.

15. If the consignment appears to be duly covered by the pass, he shall retain the duplicate pass and return the triplicate pass to the exporter or his agent after due endorsement of the prticulars specified in such form as may be prescribed by the President. Otherwise he shall retain both the duplicate and triplicate passes and shall report the circumstances forthwith for the order of his immediate superior. If the

goods are being exported under refund pass he shall in either case allow the consignment to proceed. If the goods are under a free export pass and do not appear to agree with the particulars given therein, they should be detained until the orders of his superior are received.

10. In all cases in which refund is claimed, the triplicate pass duly endorsed as provided by bye-law 15 must be produced by the octroi katte by the person seeking the refund, and if after due check, the officer in charge of the octroi katte is satisfied that a refund of octroi duty covered by such pass is duly payable, he shall, if the amount so payable does not exceed Rs 2, forthwith pay the same to the person presenting the triplicate pass. If the amount to be refunded exceed Rs 2, or if the officer in charge of the octroi katte sees any cause to refuse payment of any sum claimed, the claim shall be forwarded for the orders of the Vice-President.

17. General:- Importers of dutiable articles shall, if called upon, by a requisition in writing signed by the President or Vice President within 3 months of import, account for the articles received by them producing either a permit and receipt obtained in token of payment of octroi duty or an export pass in proof of having exported the whole or part of the articles so received or otherwise. Any breach of this bye-law will render the importer liable to punishment with a fine extending to ten times the value of octroi duty on such goods or to Rs 25 whichever may be less and the payment of octroi duty on the articles unaccounted for.

18. Any person importing or exporting dutiable articles, who infringes bye-laws 3,4,6,7 & 15 shall be liable to a fine not exceeding Rs 50.

S C H E D U L E I.

No.	Name of authorised routes.	Octroi katte & other places.
1.	Davangere road.	Octroi katte.
2.	Holalkere road.	====Do====
3.	Bangalore-Dharwar road including the Challakere and Hiriyur roads.	====Do====

PRESIDENT.

For Deputy Commissioner,
Chitaldrug District.

S.V.

mll

2 drafts

GRS VI-71]

ECT Sanctions the octroi byelaws framed by the Chitaldrug town municipal Council

Diary No of letter replied to 3241

Section mil
File No 77-16
Serial No

General and Revenue Secretariat
(mil)
, the 191

Proceedings of the Government of
His Highness the Maharaja of Mysore

Cancelled

Date of issue.. 1917

Signed by Mr B. D. Navanna Iyengar

Read — Correspondence ending with letter DC no 69 mil/16-17 dated 7th may 1917, from the Deputy Commissioner, Chitaldrug forwarding for sanction the revised byelaws relating to the levy of octroi duty on ~~Order Thereon — No~~ articles imported into the municipality under framed by the Chitaldrug town municipal Council

P T O

this be

i *Printed?*

ii *treated as a standing order?*

iii *published in the Gazette English part?*

iv *translated?*

v *placed at the disposal of the press?*

vi *published in the Gazette Kannada part?*

mil/7

under Section 4 B, I & K
of the Mysore Municipal
Regulation VII of 1906.
order 639 MB 77-16-1907-8 dt 7.3.08.
Sanctioned

of the Secretary
Rev. Dept
to
the Dy. Com.r Chitaldrug
with the sanctioned byelaws
and with a request that 20
printed copies of the same
may be forwarded to this
office at an early date
26/7/17

List of enclosures.

Copied by

Examined by

REC'D
2 NOV 1917

CHITALDRUG TOWN MUNICIPALITY

Dated 19th October 1917

The bye-laws relating to the levy of octroi duty on articles imported into the Chitaldrug Town Municipality under Section 48 *i* & *k* of the Municipal Regulation VII of 1906, and sanctioned by the Government in their Order No 639—MI 77 16 19, dated 1st August 1917

1 The local limits for collecting octroi duty shall be the Municipal boundaries

2 No articles liable to octroi duty shall be brought within those limits except by one of the roads described in the schedule hereto annexed

3 All persons bringing into or receiving from beyond the octroi limits of the town any such article, shall exhibit the same at the octroi katte to allow of its being duly inspected by the octroi staff

4 The octroi posts at which such inspection will be carried out shall be the katte and the places on the roads described in Schedule I, and the Municipal Office Every person bringing dutiable articles within the town shall report the fact at the octroi katte

5 A table showing the octroi duty leviable on the various articles shall be exhibited at the katte and at the Municipal Office in a conspicuous part thereof

6 When the goods are inspected under bye law 3, a permit in duplicate shall be furnished to the importer by the octroi kolkar The importer on receiving such permit shall forthwith produce the dutiable goods with the permit at the octroi katte The octroi manegar will then value the goods, assess the duty and recover the same from the importer and issue a receipt in acknowledgment of the receipt of octroi duty and also a permit to remove the goods thus paid for

7 If the importer satisfies the mutsaddi that the goods are not to be consumed in the town but exported, he will be furnished with a free permit which will be handed over by the party to the kolkar at the katte on the road by which the goods leave the town limit

8 For the purpose of apprising the value of goods, on the value of which the duty is assessed the importer may be called upon to produce the original invoice of the goods for the inspection of the octroi manegar or other Municipal Officer or Councillor Should he fail to produce the same, the value of the goods shall be assessed by the said functionary at the current market rates and duty levied accordingly

9 *Bonded Warehouse* —It shall be competent for the Municipal Council to provide a bonded warehouse for all or any kind of octroiable goods and regulate its working by rules made hereunder from time to time

10 *Refunds* —Refunds of octroi duty shall not be granted unless in the case of goods which are exported within three months of the date of their importation Refunds shall not be given of any sum less than 1 rupee

11 Any person claiming refund of the duty shall produce at the octroi katte the goods in respect of which refund of duty is claimed together with the receipt and permit furnished to him under bye law 6 He shall also produce an application in triplicate mentioning the circumstances that necessitated the exportation of the goods and giving such particulars as will be prescribed in this behalf by the President

12 The officer in charge of the octroi katte on being satisfied as to the identity of the goods produced with those for which receipt had been granted on the validity of the claim, shall endorse the three copies of the application with an export pass and keeping one copy in the office, shall deliver the other copies to the applicant

13 All goods exported under such pass shall be produced by the exporter together with the duplicate pass at the octroi station of exit

14 The octroi subordinate in charge of the station of exit will satisfy himself that the goods produced as being covered by the duplicate pass correspond with the entries in the pass presented with them

15 If the consignment appears to be duly covered by the pass he shall retain the duplicate pass and return the triplicate pass to the exporter or his agent after due endorsement of the particulars specified in such form as may be prescribed by the President Otherwise he shall retain both the duplicate and triplicate passes and shall report the circumstances forthwith for the orders of his immediate superior If the goods are being

exported under refund pass he shall in either case allow the consignment to proceed If the goods are under a free export pass and do not appear to agree with the particulars given therein, they should be detained until the orders of his superior are received

16 In all cases in which refund is claimed, the triplicate pass duly endorsed as provid ed by bye law 15 must be produced at the octroi katte, by the person seeking the refund, and if after due check, the officer in charge of the octroi katte is satisfied that a refund of octroi duty covered by such pass is duly payable, he shall, if the amount so payable does not exceed Rs 2, forthwith pay the same to the person presenting the triplicate pass. If the amount to be refunded exceed Rs 2, or if the officer in charge of the octroi katte sees any cause to refuse payment of any sum claimed, the claim shall be forwarded for the orders of the Vice-President

17 *General* —Importers of dutiable articles shall if called upon, by a requisition in writing signed by the President or Vice President within three months of import, account for the articles received by producing either a permit and receipt obtained in token of pay- ment of octroi duty or an export pass in proof of having exported the whole or part of the articles so received or otherwise Any breach of this bye law will render the importer liable to punishment with a fine extending to ten times the value of octroi duty on such goods or to Rs. 25 whichever may be less and the payment of octroi duty on the article unaccounted for

18 Any person importing or exporting dutiable articles, who infringes bye-laws 3 4, 6, 7 and 13 shall be liable to a fine not exceeding Rs 50

SCHEDULE I

No.	Name of authorised routes	Octroi katte and other places
1.	Davangere road	Octroi katte.
2	Holalkere road	Do.
3.	Bangalore-Dharwar road including the Ghalikere and Himyur roads.	Do

K HANUMANTHA RAO
For *Deputy Commissioner*